

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL NO. 1456

CIVIL ACTION NO. 01-CV-12257-PBS

Judge Patti B. Saris

THIS DOCUMENTS RELATES TO:

*The City of New York v. Abbott Laboratories,
Inc., et al.*
S.D.N.Y Case No. 04-CV-06054

*County of Albany v. Abbott Laboratories,
Inc., et al.*
N.D.N.Y Case No. 05-CV-0425

*County of Alleghany v. Abbott Laboratories,
Inc., et al.*
W.D.N.Y Case No. 05-CV-0236

*County of Broome v. Abbott Laboratories,
Inc., et al.*
N.D.N.Y Case No. 05-CV-0145

*County of Cattaraugus v. Abbott
Laboratories, Inc., et al.*
W.D.N.Y Case No. 05-CV-0256

*County of Cayuga v. Abbott Laboratories,
Inc., et al.*
N.D.N.Y Case No. 05-CV-0423

*County of Chautauqua v. Abbott
Laboratories, Inc., et al.*
W.D.N.Y Case No. 05-CV-0214

*County of Chenango v. Abbott Laboratories,
Inc., et al.*
N.D.N.Y Case No. 05-CV-354

County of Fulton v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0519

County of Genesee v. Abbott Laboratories, Inc., et al.

W.D.N.Y Case No. 05-CV-00267

County of Greene v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0474

County of Herkimer v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 04-CV-06054

County of Jefferson v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0715

County of Madison v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0714

County of Monroe v. Abbott Laboratories, Inc., et al.

W.D.N.Y Case No. 05-CV-1648

County of Niagara v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-6296

County of Oneida v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 04-CV-0489

County of Onondaga v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0088

County of Putnam v. Abbott Laboratories, Inc., et al.

S.D.N.Y Case No. 05-CV-4748

County of Rensselaer v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-04224

County of Rockland v. Abbott Laboratories, Inc., et al.

S.D.N.Y Case No. 03-CV-7055

County of St. Lawrence v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0479

County of Saratoga v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0478

County of Steuben v. Abbott Laboratories, Inc., et al.

W.D.N.Y Case No. 05-CV-6223

County of Suffolk v. Abbott Laboratories, Inc., et al.

E.D.N.Y Case No. 03-CV-229

County of Tompkins v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0397

County of Warren v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0468

County of Washington v. Abbott Laboratories, Inc., et al.

N.D.N.Y Case No. 05-CV-0408

County of Wayne v. Abbott Laboratories, Inc., et al.

W.D.N.Y Case No. 05-CV-6138

*County of Westchester v. Abbott
Laboratories, Inc., et al.*
S.D.N.Y Case No. 03-CV-6178

*County of Yates v. Abbott Laboratories, Inc.,
et al.*
W.D.N.Y Case No. 05-CV-06172

NOTICE OF VOLUNTARY DISMISSAL OF BERLEX LABORATORIES, INC.


Please take notice that plaintiffs in the above-captioned matters hereby dismiss any and all claims against defendant BERLEX LABORATORIES, INC., without prejudice, pursuant to Fed. R. Civ. P. 41(a)(1). BERLEX LABORATORIES, INC. has not served an answer or motion for summary judgment in the above-captioned matters; therefore, plaintiffs' claims will be dismissed without order of this Court, upon filing of this notice of dismissal.

Dated: August 23, 2005

Respectfully submitted,

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By:


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